AB-378U

10/698,097

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED CENTRAL FAX CENTER

MAY 2 1 2007

In re Patent Application: Edward H. Overstreet et al.

Application No.: 10/698,097

Filed: October 31, 2003

Title: "Multi-Electrode Stimulation to Elicit Electrically

Evoked Compound Action Potential"

Confirmation No.: 9705

Examiner: HOLMES, Rex R.

Group Art Unit: 3762

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- (X) under 37 CFR 1.97(b), or (Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- () under 37 CFR 1.97 (c) together with either a:
 - () Statement under 37 CFR 1.97(e), or
 - () a \$180.00 fee under 37 CFR 1.17(p), or
 - (After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- () under 37 CFR 1.97 (d) together with a:
 - () Statement under 37 CFR 1.97(e)(1) or (2), and
 - () a \$180.00 fee set forth in 37 CFR 1.17(p).
 - (Filed after final action, a notice of allowance, on or before payment of the Issue fee)
- (X) Applicant(s) submit herewith Form PTO 1449 Information Disclosure Statement together with any required copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.
- (X) The Examiner is hereby notified that documents cited in form PTO/SB/08 which have an asterisk (*) have been cited and previously considered by the PTO in the above-identified parent application.
- () A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individuals(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.
- (X) It is requested that the information disclosed herein be made of record in this application.
- (X) Please charge to Deposit Account the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013 pursuant to 37 CFR 1.25.

(X) I hereby certify that this correspondence is being transmitted to the US Patent and Trademark Office via facsimile number (571), 273-8300 on

May 21, 2007.

Number of pages transmitted: 26

Rebecca R. Schow

Respectfully submitted,

Steven L. Nichols (Reg. No.: 40,326)

Attorney/Agent for Applicant(s)
Telephone No.: (801) 572-0185

Date: May 21, 2007

PTO/SB/08A (04-07)

Approved for use through 09/30/2007, OMB 0951-0031
U.S. Petent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

_	Under the Paperwork Reduction Act of 1995, no persons are required to re Substitute for form 1449/PTO			no persons are required to re	respond to a collection of information unless it contains a valid OMB control number. Complete if Known		
					Application Number	10/698,097	
	INCORMATION DISCLOSURE				Filing Date	October 31, 2003	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)					First Named Inventor	Edward H. Overstreet	
					Art Unit	3762	
					Examiner Name	HOLMES, Rex R.	
\subset	Sheet	1	of	1	Attorney Docket Number	AB-378U	

Transla a		D		Page of Patentee or	Page Caliman Lines Mana
Examiner Inniels*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Applicant of Cited Document	Pages, Cotumns, Lines, Where Relevant Passages of Relevant Figures Appear
		Number-Kind Code ^{2 (# known)}			
	1	^{US-} 6,751,505 B1	06-15-2004	Van Den Honert et al.	·
	2	^{US-} 6,915,166 B1	07-05-2005	Stecker et al.	
		US-			
		US-			
		US-		•	
		US-			
		US-		-	
		us-			
		US-			
		US-			
_		US-			
		US-			
		U\$-			
***		US-			
	-	US-			

Examiner	Cite No.1	Foreign Patent Document	GN PATENT DOCU Publication	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear
Initials*		Country Code ³ "Number ⁴ "Kind Çade ³ (<i>if kngwn</i>)	MM-DD-YYYY		
				<u> </u>	

Exeminer Date Signature Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Senter Office that issued the document, by the two-tetter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

Translation is attached.
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gethering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.